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MA
FROM DIRECTOR

OCT 18 2005

TECHNOLOGY

In re Application of:
Francis Yu-Hei Tsang, et al.
Serial No. 10/720,035
Filed: November 21, 2003
For: NUCLEAR VOLTAIC CELL

DECISION ON PETITION
TO MAKE SPECIAL
(ENERGY)

This is a decision on the petition filed June 20, 2005 under 37 CFR 1.102 (c) to make the above-identified application special under the accelerated examination procedure set forth in MPEP 708.02, Section VI: Energy.

A grantable petition to make an application special under 37 C.F.R. 1.102 (c), MPEP 708.02, Section VI for an invention which materially contributes to (A) the discovery or development of energy resources, or (B) the more efficient utilization and conservation of energy resources must be accompanied by statements under 37 CFR 1.102 by applicant or his attorney explaining how the invention materially contributes to category (A) or (B) set forth above.

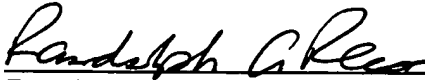
The petition states that the present invention has the potential to reduce the world's reliance upon fossil fuels for energy by making wider spread use of safe nuclear energy possible.

These statements, which evidence more efficient utilization and development of energy resources, is adequate to establish for the record that the invention "materially contributes to the development of energy resources".

For the above stated reasons, the petition is **GRANTED**.

The examiner is directed (1) to make an interference search for possible interfering applications; (2) to promptly examine this application out of turn; and (3) if any interfering application is discovered, to examine such application simultaneously and state in the first official letter of such application that it is being taken out of turn because of a possible interference.

Petitioner is advised that this application will continue to be special, throughout its entire prosecution and pendency, including interference and appeal, if any, only if petitioner makes a prompt *bona fide* effort, in response to each Office action, to place the application in condition for allowance, even if it is necessary to conduct an interview with the examiner to accomplish this purpose.



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RAR/mng 7/12/05